

Message Text

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73

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DRAFTED BY L/PM:JHMICHEL-PM/SAS:DNIEMI:DD

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FM SECSTATE WASHDC

TO AMEMBASSY ANKARA PRIORITY

INFO SECDEF

CNO

C O N F I D E N T I A L STATE 193040

E.O. 11652: GDS

TAGS: MASS, TU

SUBJECT: SHIP LOANS: WESTCHESTER COUNTY AND APL - 53

REFERENCE: ANKARA 6954

1. WORLDWIDE PROCEDURES FOR SHIP LOANS UNDER THE FOREIGN ASSISTANCE ACT INVOLVE THE USE OF NAVY-TO-NAVY AGREEMENTS. WE WOULD NOT WISH TO SINGLE OUT THIS TRANSACTION FOR EXCEPTIONAL TREATMENT, ESPECIALLY WHEN NAVY-TO-NAVY AGREEMENTS HAVE BEEN ENTERED INTO IN THE PAST WITH TURKEY. AN EXCHANGE OF DIPLOMATIC NOTES AS PROPOSED BY THE GOT WOULD UNNECESSARILY INVOLVE A NUMBER OF ADDITIONAL ADMINISTRATIVE AND CONGRESSIONAL PROCEDURES UNDER U.S. LAW.

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2. WE CONFIRM THE AUTHORITY OF CAPTAIN A.M. HUNT, U.S.N.,

TO BIND THE U.S.G. IN THE AGREEMENT SIGNED AT WASHINGTON, D.C. ON AUGUST 2, 1974. IF TURKISH LAW REQUIRES SIGNATURE ON BEHALF OF THE GOT BY SOMEONE OF HIGHER AUTHORITY THAN THE TURKISH NAVAL ATTACHE IN WASHINGTON IN ORDER TO GIVE THE AGREEMENT EFFECT UNDER TURKISH LAW, WE WOULD PREFER THAT THE AGREEMENT BE COUNTERSIGNED ON BEHALF OF THE GOT BY SUCH AUTHORITY.

3. FYI. THE SUGGESTION OF A RATIFYING SIGNATURE BY A HIGHER LEVEL GOT OFFICIAL IS INTENDED AS AN ACCOMMODATION TO THE GOT IN RESOLVING THEIR PROCEDURAL DIFFICULTIES. HOWEVER, IN OFFERING THIS PROCEDURE FOR GOT CONSIDERATION, THE EMBASSY SHOULD MAKE CLEAR THAT WE DO NOT ACCEPT THE TURKISH CONTENTION THAT THE AGREEMENT IS NOT BINDING ON THE GOT. WE WOULD NOT WANT TO TAKE A POSITION WHICH COULD CAST DOUBT ON THE VALIDITY OF EARLIER AGREEMENTS WITH TURKEY SIGNED AT THE NAVAL ATTACHE LEVEL. NEITHER, OF COURSE, DO WE WISH TO SUGGEST THAT WE ARE PREPARED TO DEPART IN FUTURE CASES FROM THE NAVY-TO-NAVY AGREEMENT PROCEDURE THROUGH WHICH WE ADMINISTER THE WORLDWIDE SHIP LOAN PROGRAM. END FYI. INGERSOLL

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